

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:18-cv-00635-JDB**

DEMOCRACY FORWARD FOUNDATION v. CENTERS  
FOR MEDICARE & MEDICAID SERVICES

Assigned to: Judge John D. Bates

Cause: 05:552 Freedom of Information Act

Date Filed: 03/20/2018

Jury Demand: None

Nature of Suit: 895 Freedom of  
Information Act

Jurisdiction: U.S. Government Defendant

**Plaintiff**

**DEMOCRACY FORWARD  
FOUNDATION**

represented by **Javier M. Guzman**  
DEMOCRACY FORWARD  
FOUNDATION  
P.O. Box 34553  
Washington, DC 20043  
(202) 448-9090  
Email: [jguzman@democracyforward.org](mailto:jguzman@democracyforward.org)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**CENTERS FOR MEDICARE &  
MEDICAID SERVICES**

represented by **Jeremy S. Simon**  
U.S. ATTORNEY'S OFFICE FOR THE  
DISTRICT OF COLUMBIA  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-2528  
Fax: (202) 252-2599  
Email: [jeremy.simon@usdoj.gov](mailto:jeremy.simon@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
03/20/2018	<u>1</u>	COMPLAINT against CENTERS FOR MEDICARE & MEDICAID SERVICES ( Filing fee \$ 400 receipt number 0090-5380966) filed by DEMOCRACY FORWARD FOUNDATION. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Civil Cover Sheet, # <u>3</u> Summons, # <u>4</u> Summons, # <u>5</u> Summons)(Guzman, Javier) (Entered: 03/20/2018)
03/20/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by DEMOCRACY FORWARD FOUNDATION (Guzman, Javier) (Entered: 03/20/2018)
03/20/2018		Case Assigned to Judge John D. Bates. (zsth) (Entered: 03/23/2018)
03/23/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to CENTERS FOR MEDICARE & MEDICAID SERVICES, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zsth) (Entered: 03/23/2018)
04/02/2018	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. CENTERS FOR MEDICARE & MEDICAID SERVICES served on 3/26/2018, RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 03/26/2018., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/26/2018. ( Answer due for ALL FEDERAL DEFENDANTS by 4/25/2018.) (Attachments: # <u>1</u> Declaration)(Guzman, Javier) (Entered: 04/02/2018)

04/25/2018	<u>5</u>	ANSWER to Complaint by CENTERS FOR MEDICARE & MEDICAID SERVICES.(Simon, Jeremy) (Entered: 04/25/2018)
05/16/2018	<u>6</u>	ORDER directing the parties to propose a briefing schedule. See text of Order for details. Signed by Judge John D. Bates on 5/16/2018. (lcjdb1) (Entered: 05/16/2018)
05/17/2018		Set/Reset Deadlines: Proposed Briefing Schedule due by 6/15/2018. (tb) (Entered: 05/17/2018)
06/13/2018	<u>7</u>	Joint STATUS REPORT by CENTERS FOR MEDICARE & MEDICAID SERVICES. (Simon, Jeremy) (Entered: 06/13/2018)
06/13/2018		MINUTE ORDER: Upon consideration of <u>7</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit another joint status report and, if necessary, a proposed briefing schedule by not later than Thursday, August 23, 2018. Signed by Judge John D. Bates on 6/13/2018. (lcjdb1) (Entered: 06/13/2018)
06/13/2018		Set/Reset Deadlines: Joint Status Report due by 8/23/2018. (tb) (Entered: 06/13/2018)
08/21/2018	<u>8</u>	Joint STATUS REPORT by CENTERS FOR MEDICARE & MEDICAID SERVICES. (Simon, Jeremy) (Entered: 08/21/2018)
08/24/2018		MINUTE ORDER: Upon consideration of <u>8</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit another joint status report and, if necessary, a proposed briefing schedule by not later than Thursday, September 13, 2018. Signed by Judge John D. Bates on 8/24/2018. (lcjdb1) (Entered: 08/24/2018)
08/24/2018		Set/Reset Deadlines: Another Joint Status Report and, if necessary, a Proposed Briefing Schedule is due by 9/13/2018. (jth) (Entered: 08/26/2018)
09/13/2018	<u>9</u>	Joint STATUS REPORT by CENTERS FOR MEDICARE & MEDICAID SERVICES. (Simon, Jeremy) (Entered: 09/13/2018)
09/13/2018		MINUTE ORDER: Upon consideration of <u>9</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit another joint status report and, if necessary, a proposed briefing schedule by not later than Wednesday, November 7, 2018. Signed by Judge John D. Bates on 9/13/2018. (lcjdb1) (Entered: 09/13/2018)
09/14/2018		Set/Reset Deadlines: Joint Status Report due by 11/7/2018. (tb) (Entered: 09/14/2018)
11/01/2018	<u>10</u>	Joint STATUS REPORT by DEMOCRACY FORWARD FOUNDATION. (Grogg, Adam) (Entered: 11/01/2018)
11/01/2018		MINUTE ORDER: Upon consideration of <u>10</u> the parties' joint status report, and the entire record herein, it is hereby ORDERED that the parties shall submit another joint status report and, if necessary, a proposed briefing schedule by not later than Monday, November 19, 2018. Signed by Judge John D. Bates on 11/1/18. (lcjdb1) (Entered: 11/01/2018)
11/01/2018		Set/Reset Deadlines: Joint Status Report due by 11/19/2018. (dot) (Entered: 11/05/2018)
11/19/2018	<u>11</u>	Joint STATUS REPORT <i>and Proposed Briefing Schedule</i> by CENTERS FOR MEDICARE & MEDICAID SERVICES. (Simon, Jeremy) (Entered: 11/19/2018)
11/19/2018	<u>12</u>	SCHEDULING ORDER. See text of Order for details. Signed by Judge John D. Bates on 11/19/18. (lcjdb1) (Entered: 11/19/2018)
11/20/2018		Set/Reset Deadlines: Cross Motion due by 1/14/2019. Response to Cross Motions due by 2/11/2019. Reply to Cross Motion due by 2/25/2019. Summary Judgment motion due by 12/18/2018. Response to Motion for Summary Judgment due by 1/14/2019. Reply to Motion for Summary Judgment due by 2/11/2019. (tb) (Entered: 11/20/2018)
12/17/2018	<u>13</u>	Consent MOTION for Extension of Time to <i>File Motion for Summary Judgment and for Adjustment of Related Deadlines</i> by CENTERS FOR MEDICARE & MEDICAID SERVICES (Attachments: # <u>1</u> Proposed Order)(Simon, Jeremy) (Entered: 12/17/2018)

12/17/2018	<u>14</u>	ORDER granting <u>13</u> defendant's consent motion for extension of time to file. See text of Order for details. Signed by Judge John D. Bates on 12/17/18. (lcjdb1) (Entered: 12/17/2018)
12/19/2018		Set/Reset Deadlines: Cross Motion due by 2/12/2019. Response to Cross Motion due by 3/7/2019. Reply to Cross Motion due by 3/21/2019. Summary Judgment motion due by 1/15/2019. Response to Motion for Summary Judgment due by 2/12/2019. Reply to Motion for Summary Judgment due by 3/7/2019. (tb) (Entered: 12/19/2018)